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PATENT
ATTORNEY DOCKET NO.: AFFY-003/25US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re PROVISIONAL APPLICATION of:

Stephen A. FODOR, et al.

Application No.: 10/694,536

Group Art Unit: 1634

Filed: October 28, 2003

Examiner: Jeanine A. Goldberg

For: ARRAYS FOR DETECTING NUCLEIC ACIDS

Commissioner for Patents
U.S. Patent and Trademark Office
Customer Service Window
MAIL STOP: EXPRESS ABANDONMENT
Randolph Building
401 Dulany Street
Alexandria, VA 22314

Sir:

EXPRESS ABANDONMENT UNDER 37 C.F.R. § 1.138

I hereby petition to expressly abandon, without prejudice to future prosecution, the above-identified application under 37 C.F.R. 1.138. I am an attorney of record. Also attached is PTO Form SB/24, Express Abandonment Under 37 C.F.R. 1.138.

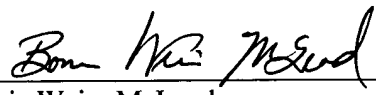
The Commissioner is hereby authorized to charge any fees which may be due with the filing of this Petition to Deposit Account No. 50-0310.

Dated: December 27, 2006

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Respectfully submitted,
COOLEY GODWARD LLP

By:


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**EXPRESS ABANDONMENT UNDER
37 CFR 1.138**

Fax directly to the Pre-Grant Publication Division at (703) 305-8568; or
mail to: Mail Stop Express Abandonment
Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

Application Number	10/694,536
Filing Date	October 28, 2003
First Named Inventor	FODOR, et al.
Art Unit	1634
Examiner Name	Jeanine A. Goldberg
Attorney Docket Number	AFFY-003/25US

Please check only one of boxes 1 or 2 below:

(If no box is checked, this paper will be treated as a request for express abandonment as if box 1 is checked.)

1. ☒ **Express Abandonment**
I request that the above-identified application be expressly abandoned as of the filing date of this paper.
2. ☐ **Express Abandonment in Favor of a Continuing Application**
I request that the above-identified application be expressly abandoned as of the filing date accorded the continuing application filed previously or herewith.

NOTE: A paper requesting express abandonment of an application is not effective unless and until an appropriate USPTO official recognizes and acts on the paper. See the Manual of Patent Examining Procedure (MPEP), section 711.01.

TO AVOID PUBLICATION, USE FORM PTO/SB/24A INSTEAD OF THIS FORM.

TO REQUEST A REFUND OF SEARCH FEE AND EXCESS CLAIMS FEE (IF ELIGIBLE), USE FORM PTO/SB/24B INSTEAD OF THIS FORM.

- I am the: ☐ applicant.
- ☐ assignee of record of the entire interest. See 37 CFR 3.71.
Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)
- ☒ attorney or agent of record. Attorney or agent registration number is 43,255
- ☐ attorney or agent acting under 37 CFR 1.34, who is authorized under 37 CFR 1.138(b) because the application is expressly abandoned in favor of a continuing application (box 2 above must be checked). Attorney or agent registration number is _____

Signature

December 27, 2006

Date

Bonnie Weiss McLeod

Typed or printed name

202-842-7800

Telephone Number

Note: Signature of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

☐ Total of _____ forms are submitted.

This collection of information is required by 37 CFR 1.138. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process an application). Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Express Abandonment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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